

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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AYOTUNJI AKINLAWON,

Plaintiff,

ORDER

-against-

21 Civ. 2621 (KMK) (AEK)

NOLE J. POLANCO, *et al.*,

Defendants.

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THE HONORABLE ANDREW E. KRAUSE, U.S.M.J.

Based on information provided by Plaintiff at a conference before the undersigned on February 9, 2024, Defendants were able to identify the individual referenced as “John Doe/Jane Doe # 1” in the Complaint in this action as Dr. John Morley, a former DOCCS Deputy Commissioner. *See* ECF No. 119. The Complaint is 64 pages long, and a large portion of it is handwritten. *See* ECF No. 2. Because Plaintiff is incarcerated and proceeding *pro se*, in the interest of efficiency, the Court hereby deems Plaintiff to have made an oral motion to amend the Complaint to substitute Dr. John Morley for “John Doe/Jane Doe # 1” in the caption and at pages 4, 18, 21, and 24.¹ Plaintiff’s oral application to amend the Complaint in this limited manner is GRANTED. The Complaint shall now be read to reference Dr. John Morley, rather than “John Doe/Jane Doe # 1” in the caption and on these four specific pages.

The only claim asserted against the “John Doe” Defendant, now identified as Dr. John Morley, is a claim for “deliberate indifference to medical needs . . . for denying Plaintiff’s

¹ The Court refers to the page numbers assigned to the Complaint by the Court’s Electronic Case Filing system.

request for STD testing and collection of a rape kit (‘Claim 16’)” on July 28, 2020. *See* ECF No. 84 (Opinion & Order on Defendants’ Motion to Dismiss) at 18.

The Clerk of Court is directed to mail a copy of this Order to the *pro se* Plaintiff.

Dated: February 21, 2024
White Plains, New York

SO ORDERED.

A handwritten signature in black ink, appearing to read "Andrew Krause", followed by a horizontal line.

ANDREW E. KRAUSE
United States Magistrate Judge